



THW

Practitioner's Docket No. 49592.67.1

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Rick Kerner, Norman O. Berg

Application No.: 10/699,592
Filed: 10/31/2003
For: HEAT EXCHANGER SYSTEM

Group No.: 3618
Examiner: Bottorff, Christopher

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment and statement of substance of interview for this application.

STATUS

2. Applicant is other than a small entity.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)(1)-(4)) for one month:

01/11/2006 HVUONG1 00000041 10699592

Fee: \$120.00

01 FC:1251

120.00 OP

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

deposited with the United States Postal Service in an envelope with sufficient postage as first class mail addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Theresa Russek
Signature

Date: 1/9/06

Theresa Russek

(type or print name of person certifying)

* Only the date of filing (' 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under ' 1.8 continues to be taken into account in determining timeliness. See ' 1.703(f). Consider "Express Mail Post Office to Addressee" (' 1.10) or facsimile transmission (' 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1)	(Col. 2)	(Col. 3)	OTHER THAN A SMALL ENTITY				
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA			RATE		ADDIT. FEE
TOTAL	27	—	36	=	0	x \$ 50.00	= \$	0.00
INDEP.	8	—	8	=	0	x \$ 200.00	= \$	0.00
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+	\$ 0.00	= \$	0.00
TOTAL ADDIT. FEE								\$ 0.00

No additional fee for claims is required.

FEE PAYMENT

5. Attached is a check in the sum of \$120.00.

A duplicate of this paper is attached.

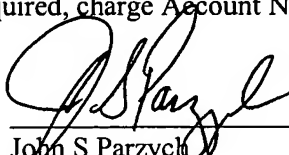
FEE DEFICIENCY

6. If an additional extension and/or fee is required, charge Account No. 061910.

If an additional fee for claims is required, charge Account No. 061910.

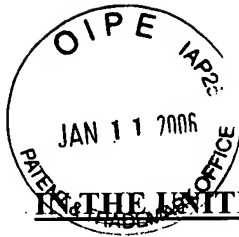
Date:

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Kerner, et al.

Serial No.: 10/699,592

Filed: October 31, 2003

For: HEAT EXCHANGER SYSTEM

To: Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Examiner: Bottorff, Christopher

Group Art Unit: 3618

Attorney Docket: 49592.67.1
(previously Attorney Docket No. 10739.14.185)

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on this 9th day of January, 2006

By Theresa Russek
Theresa Russek

STATEMENT OF SUBSTANCE OF INTERVIEW

Applicant's representative would like to thank Examiner Bottorff for extending the courtesy of a telephone interview on December 12, 2005 to discuss this case. The following recordation of the substance of the interview is believed to be complete and proper in accordance with MPEP 713.04. It is requested the Examiner notify the undersigned if the Examiner believes this statement contains any inaccuracies or if the Examiner believes this statement is otherwise not complete and proper.

Interview Participants: (1) Examiner Christopher Bottorff and (2) Applicant's attorney, John S. Parzych.

Agreement was not reached during the interview.

No exhibit or demonstration was shown during the interview.


The following references were discussed: (1) Suzuki (U.S. Patent No. 3,970,164); (2) Tanaka (U.S. Patent No. 5,174,258); (3) Inagawa et al. (U.S. Patent No. 5,251,718); and (4) Morii et al. (U.S. Patent No. 6,644,261).

During the interview, the parties discussed claims 1, 4, 13, and 23. During the discussion, the Examiner clarified the rejections presented in the office action mailed 9/9/05 in light of the cited references. In particular, Examiner discussed his interpretation of the references with respect to aspects involving airflow inlet openings and outlet apertures.

No other pertinent matters were discussed during the interview.

Respectfully submitted,

Dated: 1/9/06


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